

Irene Karbelashvili, State Bar Number 232223
Law Office of Irene Karbelashvili
12 South First Street, Suite 413
San Jose, CA 95113
Telephone: (408) 295-0137
Fax: (408) 295-0142

Kenneth J. Pinto, State Bar Number 221422
Law Office of Kenneth J. Pinto
12 South First Street, Suite 713
San Jose, CA 95113
Telephone: (408) 289-1765
Fax: (408) 289-1754

Attorneys for RICHARD JOHNSON, Plaintiff

Matthew N. Falley, State Bar Number 192493
MFalley@GreenbergGlusker.com
Rachel Valadez, State Bar Number 252415
RValadez@GreenbergGlusker.com
GREENBERG GLUSKER FIELDS
CLAMAN & MACHTINGER LLP
1900 Avenue of the Stars, 21st Floor
Los Angeles, California 90067-4590
Telephone: (310) 553-3610
Fax: (310) 553-0687

Attorneys for Defendants
PEPPER LANE-COSMO, LLC and
CLASSIC BURGERS, INC., d/b/a CLASSIC
BURGERS

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

RICHARD JOHNSON,
Plaintiff,

vs.

PEPPER LANE-COSMO, LLC; CLASSIC
BURGERS, INC., d/b/a CLASSIC
BURGERS, and DOES 1-20,
Defendants.

Case No. CV13-0444

**STIPULATION AND PROPOSED
ORDER FOR DISMISSAL OF
CLAIMS WITH PREJUDICE
[F.R.C.P. §§ 41(a)(1)(ii) and (2)]**

STIPULATION

Pursuant to Rule 41(a)(1)(A)(ii) of the Federal Rules of Civil Procedure, Plaintiff RICHARD JOHNSON ("Plaintiff") and Defendants PEPPER LANE-COSMO, LLC and CLASSIC BURGERS, INC., d/b/a CLASSIC BURGERS ("Defendants"), by and through their respective attorneys of record, stipulate that:

1. Plaintiff's Complaint in the above-entitled action shall be dismissed with prejudice against Defendants;
2. The Court will retain jurisdiction to enforce the terms of the parties' SETTLEMENT AGREEMENT AND RELEASE signed by all parties and approved by their respective attorneys;
3. All parties shall bear their own costs and fees in the action.

IT IS SO STIPULATED

Dated: 11/20/2013

/s/Irene Karbelashvili
By: Irene Karbelashvili, Esq.
Attorney for Plaintiff
RICHARD JOHNSON

Dated: 11/25/2013

/s/Rachel Valadez
By: Rachel Valadez, Esq.
Attorney for Defendants
PEPPER LANE-COSMO, LLC
and CLASSIC BURGERS, INC.,
d/b/a CLASSIC BURGERS

Pursuant to Local Rule 5-1, I attest under penalty of perjury that concurrence of the filing of this document has been obtained from its signatory.

Dated: 11/20/2013

/s/ Irene Karbelashvili
Irene Karbelashvili, Esq.

ORDER

Having reviewed the above Stipulation for Dismissal with Prejudice by Plaintiff RICHARD JOHNSON on the one hand ("Plaintiff") and Defendant RICHARD C. CONGER, TRUSTEE OF CONGER FAMILY 2002 TRUST ("Defendant") on the other hand,

IT IS HEREBY ORDERED that:

1. Plaintiff's Complaint in the above-entitled action shall be dismissed with prejudice as against Defendant;
2. The Court will retain jurisdiction to enforce the terms of the parties' SETTLEMENT AGREEMENT AND RELEASE IN FULL signed by both parties and approved by their respective attorneys;
3. Each Party shall bear his own costs and fees in this action.

Dated: _____, 2013

Honorable HOWARD R. LLOYD
United States District Judge